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2
3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 RICHARD PLECHNER,

7 Plaintiff,

8 v.

No. C11-5544 RBL/KLS

9 ROB McKENNA (Attorney General for the
10 State of Washington), STATE OF
11 WASHINGTON DEPARTMENT OF
12 CORRECTIONS, ELDON VAIL (Secretary),
13 PAT GLEBE (Superintendent of SCCC),
14 DOUG WADDINGTON (Superintendent of
15 WCC), and RON FRAKER (Superintendent
16 of CBCC),

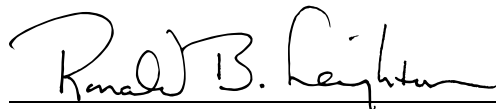
17 Defendants.

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

18 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen
19 L. Strombom, objections to the Report and Recommendation, if any, and the remaining record,
20 does hereby find and **ORDER:**

- 21 (1) The Court adopts the Report and Recommendation.
- 22 (2) This action is **Dismissed Without Prejudice** prior to service for failure to state a
23 claim and **the dismissal shall count as a strike under 28 U.S.C. § 1915(g)**.
- 24 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for any
25 Defendants who have appeared, and to the Hon. Karen L. Strombom.

26 **DATED** this 16th day of December, 2011.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE